

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

CITIFINANCIAL, INC.,

Plaintiff,

V.

BROOKA F. STOKES,

Defendant.

CIVIL ACTION NO. 3:07CV055-WHA

**PLAINTIFF CITIFINANCIAL, INC.'S NOTICE OF WITHDRAWAL OF MOTION
FOR SUMMARY JUDGMENT**

COMES NOW Plaintiff CitiFinancial, Inc., by and through its undersigned counsel, and hereby withdraws its Motion for Summary Judgment filed in the above-styled case on February 16, 2007, and specifically reserves its right to seek summary adjudication of its claims in the future.

Dated this the 23rd day of February, 2007.

Respectfully submitted,

s/ Alan D. Leeth

Reid S. Manley(MAN039)

Alan D. Leeth (LEE038)

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CERTIFICATE OF SERVICE

I hereby certify that on the 23rd day of February, 2007, I electronically filed the foregoing with the Clerk of the Court using the ECF system which sent notification of such filing to all properly registered parties and to the extent they are not registered with the Court's ECF system, they have been served by directing same to their office addresses via first-class, United States mail, postage prepaid:

Hon. James T. Gullage
Jeffrey G. Tickal
GULLAGE & TICKAL, LLP
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Opelika, AL 36801
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s/ Alan D. Leeth
OF COUNSEL